

~~e. 7.~~ In addition to the beds authorized under subsection 6, the department of human services may establish not more than thirty beds licensed under this chapter at the state mental health institute at Independence. The beds shall be exempt from the certificate of need requirement under subsection 4.

~~6. 8.~~ The department of human services may give approval to conversion of beds ~~specializing in substance abuse treatment previously approved under subsection 56, paragraph "b",~~ to beds which are ~~not specialized as referenced in subsection 5, paragraph "a" to provide substance abuse treatment.~~ Beds converted under this subsection shall be in addition to the number of beds authorized under subsection 5, paragraph "a". However, the total number of beds approved under subsection 5 6 and this subsection shall not exceed four hundred thirty. Conversion of beds under this subsection shall not require a revision of the certificate of need issued for the psychiatric institution making the conversion.

~~7. 9.~~ The proposed psychiatric institution is under the direction of an agency which has operated a facility licensed under section 237.3, subsection 2, paragraph "a", as a comprehensive residential facility for children for three years or of an agency which has operated a facility for three years providing psychiatric services exclusively to children or adolescents and the facility meets or exceeds requirements for licensure under section 237.3, subsection 2, paragraph "a", as a comprehensive residential facility for children.

~~8. 10.~~ A psychiatric institution licensed prior to ~~January July 1, 1996 1999,~~ may exceed the number of beds authorized under ~~subsections 5 and subsection~~ subsection 6 if the excess beds are used to provide services funded from a source other than the medical assistance program under chapter 249A. Notwithstanding subsections 4, 5, and 6, the provision of services using ~~such~~ those excess beds does not require a certificate of need or a review by the department of human services.

Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 22, 1999

CHAPTER 52

MEDICAL ASSISTANCE DEBT — NOTICE PROVISIONS

S.F. 92

AN ACT relating to the notice provisions for transfer of assets which create a medical assistance debt.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 249F.3, subsection 1, unnumbered paragraph 1, Code 1999, is amended to read as follows:

The department of human services may issue a notice establishing and demanding payment of an accrued or accruing debt due and owing to the department of human services as provided in section 249F.2. The notice shall be sent by restricted certified mail as defined in section 618.15, to the transferee at the transferee's last known address. If service of the notice is unable to be completed by restricted certified mail, the notice shall be served upon the transferee in accordance with the rules of civil procedure. The notice shall include all of the following:

Sec. 2. Section 249F.4, subsection 2, Code 1999, is amended to read as follows:

2. The certification shall include true copies of the original notice, the return of service, if applicable, any request for an informal conference, any subsequent notices, the written request for hearing, and true copies of any administrative orders previously entered.

Approved April 23, 1999

CHAPTER 53

FINANCIAL INSTITUTIONS INVESTMENTS IN IOWA AGRICULTURAL INDUSTRY FINANCE CORPORATIONS

S.F. 280

AN ACT providing for investments by banks in Iowa agricultural industry finance corporations.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 12C.6A, subsection 4, paragraph g, Code 1999, is amended to read as follows:

g. Participation in local community and rural development and redevelopment projects, and in state and federal business and economic development programs, including investment in an Iowa agricultural industry finance corporation formed under the Iowa agricultural industry finance Act pursuant to chapter 15E.

Approved April 23, 1999

CHAPTER 54

REAL ESTATE TRANSFERS — MORTGAGE RELEASES

S.F. 335

AN ACT relating to the transfer of real estate, the filing of a release of mortgage, and providing a remedy.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. NEW SECTION. 16.92 REAL ESTATE TRANSFER — MORTGAGE RELEASE CERTIFICATE.

1. DEFINITIONS. As used in this section, unless the context otherwise requires:

a. "Division" means the title guaranty division in the Iowa finance authority.

b. "Mortgage" means a mortgage or mortgage lien on an interest in real property in this state given to secure a loan in an original principal amount of five hundred thousand dollars or less.

c. "Mortgagee" means the grantee of a mortgage. If a mortgage has been assigned of record, the mortgagee is the last person to whom the mortgage is assigned of record.